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Attorneys for Defendants Cisco Systems, Inc.,  
John Chambers, Thomas Lam, and Owen Chan

**UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF CALIFORNIA, SAN JOSE DIVISION**

DOE I, DOE II, Ivy HE, DOE III, DOE  
IV, DOE V, DOE VI, ROE VII, Charles  
LEE, ROE VIII, and LIU Guifu,

Plaintiffs,

vs.

CISCO SYSTEMS, INC., John  
CHAMBERS, Thomas LAM, Owen  
CHAN, and DOES 1-100,

Defendants.

Case No. 5:11-cv-02449-JF

**STIPULATION AND [PROPOSED] ORDER  
REGARDING PLAINTIFFS' MOTIONS TO  
PROCEED ANONYMOUSLY AND  
THROUGH NEXT FRIEND**

Hearing date: July 29, 2011  
Time: 9:00 a.m.

Action Filed: May 19, 2011  
Judge: Hon. Jeremy Fogel  
Dept: Courtroom 3, 5th Floor

**IT IS HEREBY STIPULATED AND AGREED** between DOE I, DOE II, Ivy HE,  
DOE III, DOE IV, DOE V, DOE VI, ROE VII, Charles LEE, ROE VIII, and LIU Guifu  
("Plaintiffs") and Defendants CISCO SYSTEMS, INC. ("Cisco"), John CHAMBERS

1 (“Chambers”), Thomas LAM (“Lam”), and Owen CHAN (“Chan”) (collectively, the “Parties”),  
2 as follows:

3 **WHEREAS**, Plaintiffs on May 19, 2011, filed a Motion to Commence and Proceed as  
4 Pseudonymous Plaintiffs (docket entry 2) (the “Anonymity” Motion); and

5 **WHEREAS**, Plaintiffs on May 19, 2011, filed a Motion to Commence and Proceed  
6 Through Appointed Next Friend (docket entry 4) (the “Next Friend” Motion); and

7 **WHEREAS**, Plaintiffs by filings on June 21, 2011 (docket entries 27 and 28) set a July  
8 29, 2011 hearing date on their Anonymity and Next Friend Motions; and

9 **WHEREAS**, Defendants on June 27, 2011 filed an administrative motion (docket entry  
10 29) seeking adjournment of Plaintiffs’ Anonymity and Next Friend Motions through to the date  
11 of this Court’s decision and order resolving Defendants’ forthcoming Motion to Dismiss the  
12 Complaint; and on July 5, 2011, Defendants did not serve and file Oppositions to Plaintiffs’  
13 Anonymity and Next Friend Motions or a Statement of Non-Opposition within fourteen (14)  
14 days of June 21, 2011; and

15 **WHEREAS**, on July 1, 2011, Plaintiffs filed a response to Defendants’ administrative  
16 motion together with a proposed order which provided for either a grant of Plaintiffs’ Anonymity  
17 and Next Friend Motions through to the date of this Court’s decision and order resolving  
18 Defendants’ forthcoming Motion to Dismiss the Complaint at which time the Court would set a  
19 new hearing date for hearing on Plaintiffs’ Anonymity and Next Friend Motions, or that  
20 Plaintiffs’ Anonymity and Next Friend Motions would be heard as noticed on July 29, 2011  
21 (docket entry 34); and

22 **WHEREAS**, at the request of counsel for Defendants, counsel for the Parties conferred  
23 on July 12, 2011 in an attempt to find common ground regarding the hearing date on Plaintiffs’  
24 Anonymity and Next Friend Motions and on Defendants’ administrative motion;

25 **NOW THEREFORE**, it is hereby stipulated by and between the Parties as follows:

26 1. Plaintiffs shall proceed anonymously and through next friends for the limited period  
27 through to the date that this Court enters a decision and order resolving Defendants’ forthcoming  
28 Motion to Dismiss the Complaint (the “Dismissal Decision”) and until the Court can then act

1 upon any request for Plaintiffs to proceed anonymously and through next friends or until the  
2 Court otherwise rules.

3 2. If, following the Dismissal Decision, one or more Plaintiffs believe it is appropriate  
4 for them to continue to proceed anonymously and/or through best friend, then, within 30 days of  
5 the Dismissal Decision, such Plaintiffs shall move for leave to proceed anonymously and/or  
6 through next friend, or renew their currently-pending Motions which seek such relief.

7 Defendants expressly reserve, and do not waive, the right to oppose such motion(s) or renewed  
8 motion(s) in whole or in part.

9 3. Except as provided above, this stipulation and [proposed] order shall have no  
10 continuing effect following the Dismissal Decision.

11 4. The July 29, 2011 hearing date on Plaintiffs' Anonymity and Next Friend Motions  
12 is and shall be adjourned *sine die*, provided that the Court so orders this Stipulation or otherwise  
13 grants such relief.

14 DATED: July 21, 2011

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

16 By /s/ Kathleen M. Sullivan

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23 By /s/ K. Lee Boyd

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25 Attorneys for Plaintiffs

26  
27 \_\_\_\_\_  
28 \* I have obtained signatory's consent to file this stipulation and proposed order.

HUMAN RIGHTS LAW FOUNDATION

By /s/ Terri M. Marsh  
Terri M. Marsh\*  
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Attorneys for Plaintiffs

So ordered: \_\_\_\_\_  
Hon. Jeremy Fogel, U.S.D.J.

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